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is not with the new
'Star Wars' video game

'Wizard of Oz' shows qual-
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within students.

Baseball team
falls to
Cardinal 5-2

SPARTAN DAILY

sandy.org

April 13, 2000

Serving San Jose State University Since 1934

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DWB justice drives past roadblocks

Jessica Neu
DAILY STAFF WRITER

Imagine getting pulled over by a police officer when you know you haven't done anything wrong. Your offense is DWB — driving while black or brown.

In legal terms, DWB is not a true offense. It is not written in any law books. No one has ever actually been charged with the offense, but for people of color, it is a real and common reason to be harassed by police, according to Michelle Alexander, director of the

American Civil Liberties Union's Racial Justice Project.

The Racial Justice Coalition has sponsored nine meetings across the state, three in the Bay Area, to rally in favor of the "driving while black or brown" bill. The meetings offered an opportunity for government officials, educators and community-based organizations to share their personal experiences of DWB.

If passed, the bill would force state, local and county police departments and the California Highway Patrol to collect data on the race and ethnicity of peo-

ple stopped by the police.

The San Jose Police Department was the first to voluntarily start collecting this data, Alexander said. They are only gathering part of the data needed to determine whether DWB exists.

"The only data that we haven't collected is whether the driver is searched," said Capt. Rob Davis of the San Jose Police Department. "The only reason we haven't tracked search is that our computer limits the amount of things we can track."

"This doesn't mean we won't be willing to track

search in the future," he said.

In cities such as Los Angeles, police departments have refused to collect the data altogether.

The Los Angeles Times reported on Jan. 1 that Los Angeles County Sheriff Lee Baca has rebuffed the Board of Supervisors' request to collect such data.

Baca's decision means the nation's largest county will not study whether law enforcement officers in the

See **DWB**, page 6



Photos by Lexey Swall / Spartan Daily

Right, Kathy Clark, staff member at the YWCA Rape Crisis Center of Santa Clara, sits with her granddaughter Olivia Edwards, 1, before marching from the YWCA building on Third Street to Cesar Chavez Park Tuesday to support Sexual Assault Awareness Month.

Above, About 100 people gathered Tuesday at the YWCA rape crisis center on Third Street for a march and candlelight vigil in honor of Sexual Assault Awareness Month.

Shining lights to keep rape out of San Jose

Erika Coron
DAILY SENIOR STAFF WRITER

While the media spotlight did not reach Elián González' level, participants in the Third Annual Rape Crisis March in downtown San Jose still made their voices heard.

The crowd of about 100 had the support of volunteers, survivors of rape, a police escort on

horseback and on foot, including Police Chief Bill Lansdowne, and councilwoman Pat Dando.

Sandy Davis, director of the YWCA Rape Crisis Center of Santa Clara Valley that sponsored the event, said she was very excited about the turnout.

"We have representation from all three parts of our county. We have police, we have city officials and we have a lot of strong, pas-

sionate supporters for the issue of sexual assault," Davis said.

"The theme for this year is, 'Imagine a world that is safe,' and that is the message that we want to put out there — that we have to imagine it first and believe it second and act upon it at that point. It is not beyond our scope of capability, but we really need men and women to work together."

As brightly colored congas set the tempo, participants started swaying and moving as members of the musical group Maiko gave a spirited performance of songs

and poetry.

For one survivor, working at the rape crisis center as a volunteer has meant taking a step forward.

"When it happened to me, it was so devastating. I mean, your whole life is consumed," said Dorothy Marcelle, who is now a volunteer. "I was afraid to be in the dark. I was afraid to be alone," she said.

Finally, she decided she had to get control of her life. She said she couldn't let one person just derail her whole life.

The woman who became

Marcelle's advocate when she was raped was her "guardian angel," Marcelle said.

"She went to court with me. She went through all the proceedings with me," Marcelle said.

The overall feeling of caring and the willingness to be there, to talk to her at anytime of the night or day, helped her through the ordeal.

"It was a great impact in my life. I felt that I had to give something back," she said.

Marcelle, a nurse at a Kaiser Permanente hospital, covers the Sunday shift from 2 a.m. to 6

a.m. and mostly talks to teenagers.

"Many survivors are in silence — rape is the least reported crime," said Lara Aziz, coordinator of the Rape Crisis Center in Santa Clara Valley.

They easily see anywhere from 400 to 600 children and adults a year who have suffered sexual assaults, Aziz said.

The number of assaults that go unreported is much higher, according to Aziz, because most people blame themselves for the crime.

See **Vigil**, page 3

New Chicano club ready to il(luminate)

Jessica Neu
DAILY STAFF WRITER

Tonight, San Jose State University will christen a new club on campus and simultaneously offer a new perspective on Chicano and Chicana life.

The event, a film sneak preview, is hosted by Artistas de Aztlán, a new SJSU club founded

by Mariela Miranda, a Mexican-American studies major.

The preview is Artistas first fund-raising event.

"Our purpose is to promote Chicano and Chicana art on campus and throughout the community," Miranda said.

The film "Luminarias" is a New Latin Pictures production, which is scheduled for release on Cinco

de Mayo; however, a preview is planned at 6:30 p.m. in Sweeney Hall, Room 100.

The screening is scheduled to follow a 30-minute reception where guests can mingle with club members, faculty and representatives of New Latin Films.

Nancy Garcia, one of the four

See **Luminarias**, page 3

New City Hall: new creation for old downtown

Andi Anderson
DAILY STAFF WRITER

It has taken longer than expected, but it's finally here. The new design for the \$214 million downtown City Hall project was released and approved unanimously by the San Jose City Council.

Three principle components of the design include a 21-story tower, a prominent dome and a sweeping plaza, said David Vossbrink, community director for Mayor Ron Gonzales.

"The response has been very, very positive," Vossbrink said of the new design.

The completion of the structure is scheduled for 2004, six months later than the original timetable. Because of the delay, a new timetable will be released by the mayor's office.

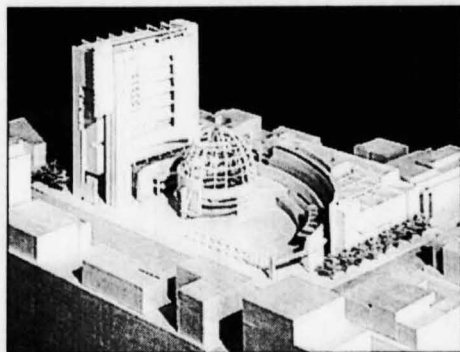
Councilwoman Cindy Chavez was impressed with the new design.

"Overall, it's beautiful," Chavez said. Chavez said there were many reasons why this design was better than the others. She said the firm had taken concerns and requests of the city council into consideration, and the new design better reflected the needs of San Jose.

Richard Meier and Partners came up with the final design after the initial designs were voted down by the city council.

"They responded to our concerns," Chavez said of the architectural firm.

Even though the design was passed by the city council, there were some concerns about certain aspects of the design, including the back of City Hall facing the San Jose State University campus.



City Hall art provided by the city of San Jose

Chavez said her main concern was creating a connection between the back of the new building and the SJSU campus. She said she wants there to be an inviting gateway between the two structures.

"I think this is going to be an ongoing challenge," Chavez said.

Chavez said she wants to see the quality of life in downtown San Jose improve to be the best downtown area in the nation.

"There should be no public building without a place to congregate," Chavez said.

The combination of the Joint Library project and the building of the new City Hall will create an overlap in the construction of the library and the demolition of buildings for the construction of City Hall. According to Chavez, the city council has taken into account the concerns of downtown residents. Noise pollution from demolition or construction, public parking and street closures are some of the concerns of local residents.

Chavez said the city council will work to minimize the impacts of construction. According to Chavez, there will be 350 parking spots on the City

See **City Hall**, back page

I need my blind space



Maja Smith, an art major, sits back to place her body in space, an exercise done during her shape of space class. In the class, students learn to use their other senses, such as listening and learning to rely on themselves.

Karla Gachet / Spartan Daily

Opinion

EDITORIAL

A.S. abuses power, cons students

It is unconscionable what Associated Students is trying to do with our money. In the recent A.S. elections, students — 2,203 of them — passed Measure P, calling for an increase of \$18 in A.S. fees to create a 24-hour, A.S.-run computer lab.

Nine days before the A.S. election, the California State University trustees met at San Jose State University and, in the course of their meetings, repealed Executive Order 661.

E.O. 661 called for one-third of all fee increases to go toward financial aid programs. This meant the \$6 that was intended for financial aid programs was left floating in A.S.'s budget in some sort of fiscal purgatory.

And while \$6 doesn't seem like much, try multiplying it by some 28,000 students.

We don't know about you, but we think \$168,000 is a lot of money.

Rather than pull Measure P from the election, given the new status of E.O. 661 and the change in its fiscal impact to students, the A.S. — led by President Leo Davila and Controller Carlos Aguirre — chose to do nothing.

They should have convened a special session of the A.S. election board to nullify the results of the measure.

We find the timing of E.O. 661's repeal coinciding with the unusual wording of Measure P curiously odd.

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In fact, since A.S. has undergone its silent transformation from a student government to a "corporation," it has served the student population less and less.

This current attempt to con students out of their money, by allowing them to vote for something that wasn't fully disclosed, is corruption of the highest degree.

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A.S.'s claim they have the right to keep the money is unethical at best and election fraud when all is said and done.

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Davila is quoted in the Daily as saying, "We have an opportunity to improve our services and not lose any more employees, and we're taking it."

Losing employees? We thought Measure P was passed in order to create an A.S. computer lab, not help A.S. staffing problems.

Even Davila admits the A.S. taking what should not be theirs is underhanded.

"If I weren't involved in the day-to-day operation of this (A.S.), I would be suspicious too," he said adding, "It's kind of baiting students."

Exactly. A.S. duped us into voting for something that they had no intention of honoring.

We are asking the A.S. to do the right thing and renounce their claim to the money. If they don't, we are prepared to hound them until they do.



School not the place for wealth segregation

Once upon a time, there was a fellow by the name of Big Jim. Big Jim was a friend of mine from high school — a very loud-mouthed friend.

When our high school days ran out, we were all trying to decide where our lives would lead us next — be it a university, a junior college or a career in the working world.

I opted for San Jose State University and he chose Laney College in Oakland.

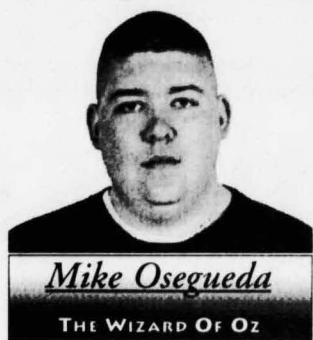
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Mike Osegueda

THE WIZARD OF OZ

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I didn't expect such a line to be drawn in high schools as well — but parents in Fremont have surprised me.

A grass roots group of parents in the Mission San Jose part of Fremont have petitioned to break away from the Fremont Unified School District and start their own school district to serve their area.

The group, Coalition for Education Reform, gathered 6,700 signatures and presented them to county officials Friday with the goal of giving parents in Mission San Jose control of the school district.

Most of the controversy came after Fremont Unified changed boundary areas. The effect would result in some of the Mission kids having to leave their hillside area and going into the less ritzy parts of town.

As a graduate of John F. Kennedy High School in Fremont and a student of Fremont public schools all my life, I can testify to the class division already present in the school district. When we talked about Mission San Jose, they were the pretty boy, rich kids, while we were the middle class students who were not as smart.

Some parents argue their children won't get the same quality of education if forced to move to schools such as JFK that have the fake gangsters and wannabe hoodlums in schools.

In other words, they don't want their rich kids to have to suffer through going to the same school as those who view as lower class because it will obviously have an adverse effect on their children's future.

I realize these parents only want the best for their children, but this is borderline segregation, an issue civil rights groups fought long and hard to eliminate. Instead of being an issue of race,

kids are being separated according to wealth.

Why should the rich have to lower themselves to get an education, right?

Wrong.

Again, I go back to my theory — education is what you make of it.

If a child has the drive and wants to succeed and get a quality education, then he or she will do so. A student can only learn so much with the help of teachers, computers and whatever else money can buy. The majority of it has to come from within.

For those parents in Fremont, who are concerned with their children getting only the best, maybe they should get a reality check from those of us at SJSU, who are not only viewed as the lower tier in academics by our Stanford neighbors but also in sports.

They have the money, the prestige and their sports teams are even ranked higher most of the time. But that never stopped the blue-colored Spartans from shaking things up a bit.

Our "second-class" Spartans have beat the "elite" Stanford Cardinal on the football field the last two years with more heart and drive than any amount of money can purchase.

Fremont parents should take a lesson.

Mike Osegueda is the Spartan Daily Sports Editor. "The Wizard of Oz" appears Thursdays.

Repealing gas tax won't solve price crisis

I'm not the only one who has been bothered by the recent gas prices.

An article in the San Francisco Chronicle last week mapped out where to find the cheapest gas in the Bay Area.

For your information, it was the Chevron on Auto Mall Parkway in Fremont. Since then, the price has skyrocketed like every other station in the area, so don't bother.

I drive a '92 Ford Taurus, a 16th birthday present from my parents that I love dearly.

Of course, I wish I could drive a new '99 Firebird, like my boyfriend does, or even one of those snazzy new Hondas.

But it's just not in the cards.

I'm stuck with a family car with an airbag and lots of sheet metal, as my father calls it.

I can deal with it. The roomy interior makes it great for road trips.

It's the gas prices that kill me. The gas tank on my boat of a car holds 15 gallons.

I go through a tank of gas each week, thanks to commuting from Fremont to San Jose everyday.

Nearly \$30 a week down the drain for a tank of gas really hurts.

I'm not that old, but I can still remember the days when it only took me \$20 to fill the tank — making me really wish I had one of those Hondas.

The rumor that once kept my hopes alive was hearing some members of the Senate were trying to temporarily get the price of gas lowered by rolling back the 4.3 cent per gallon federal gas tax for the rest of the year and suspend the federal tax completely if prices were to go above \$2 a gallon.

But it turned out to be a moot point because the disadvantages far outweigh the advantages.

Opposition to the bill is allegedly high, since many say the proposal would take away about \$7 billion a year for highway, bridge and mass transit projects.

Others say the tax relief



Michelle Jew

STAFF WRITER

wouldn't do anything, since a person driving 12,000 miles a year at 20 miles per gallon would only find a savings of \$26, which isn't even guaranteed because the oil companies may not even pass the savings on to their customers.

I don't even think my car gets 20 miles to the gallon.

In other words, someone whose car actually gets 20 miles to the gallon could buy a cotton T-shirt with the money they saved, and the potholes that wreck havoc on everyone's suspension on Highway 101 — and all the other nationally maintained highways — will stay there.

Sounds like a great trade-off to me.

Some look to the bright side of the matter, saying the gas price increase will force many to utilize mass transportation to save themselves money.

Perhaps if we had a mass transit program like San Francisco's, where riders don't wait longer than 15 minutes for the next bus to pass through, people would use the bus.

As for me, I'd have to drive to an area close enough for the Santa Clara Valley Transportation Authority to pick me up, then take the bus in, switching buses three times before arriving on campus.

Instead, I'll pay my \$30 for my tank of gas and drive.

Michelle Jew is a Spartan Daily Staff Writer.



SPARTA GUIDE

Today

Catholic Campus Ministry

Lenten Longing Series: Scripture reflection for living the word from 5:15 p.m. to 6:45 p.m. at the Campus Ministry Center, located at 300 S. 10th St. For more information, call Sister Marcia or Father Bob at 938-1610.

SJSU Counseling Services and the SJSU Student Health Center

Newcomers are welcome to attend the eating disorder support group every Thursday from 3 p.m. to 4 p.m. in the Administration building, Room 222. For more information, call Nancy Black at 924-6118.

Artistas De Aztlan

Film screening: "Luminarias" at 6 p.m. in the Student Union, Umunhum room. For more information, call Mariela Miranda at 258-7796.

The SJSU Film Club

"The Girl Next Door" at 9 p.m. in Sweeney Hall, Room 100. For more information, contact anemia_sjsu@hotmail.com.

Counseling Services

Stress for less workshop on study skills from 1 p.m. to 2 p.m. in the Administration building, Room 210. For more information, call Mary Moore at 924-5910.

The Listening Hour Concert Series

SJSU Percussion Ensemble: "Rhapsody for Keyboard Percussion Quartet" by Cirone Mexican Marimba Music for Percussion Ensembles from 12:30 p.m. to 1:15 p.m. in the Music building, Concert Hall. For more information, call Joan Stubbe at 924-4631.

Chicano Commencement

Please come support our fund-raising event at 7:30 p.m. at Camera 3 Theater, located near San Carlos, to see "Follow Me Home." Ticket price is \$6. For more information, call Alejandra at 971-7942.

Sparta Guide is provided free of charge to students, faculty and staff. The deadline for entries is noon, three days before the desired publication date. Entry forms are available in the Spartan Daily Office. Space restrictions may require editing of submissions. Entries are printed in the order in which they are received.

SPARTAN DAILY

One Washington Square, San Jose, CA 95192-0149
(408) 924-3280 E-mail: SDAILY@jmc.sjsu.edu

EDITORIAL

Executive Editors Aaron Williams and Margaret Bethel
Managing Editor Jason Stull
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Sports Editor Mike Osegueda
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Senior Staff Writers Donna Carmichael, Erika Coron, Franklin Leira, Hugo Jimenez, Daniel Severin
Staff Writers: Andrea Anderson, Erik Anderson, Monica L. Ewing, Marcus Fuller, Michelle Jew, Erin Mayes, Jessica Neu, Triana Santos, Nadeen Sarkis
Photographers: Karla Gachet, Kohjiro Kano, Rika Manabe, Mari Matsumoto, Douglas Rider, Lacey Swall, Sebastian Widmann
Illustrator: Christine Tom

ADVERTISING

Advertising Director Joshua Patel
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Artists Shih-min Lee, Steve Zmina

ADVISERS

News Mack Lundstrom, Jan Shaw
Advertising Jack Quinton
Photo Jim McNay
Production Chief Tim Burke

News Room 408.924.3280

Fax 408.924.3282

Advertising 408.924.3270

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Opinion page policies

Readers are encouraged to express themselves on the Opinion page with a letter to the editor.

A letter to the editor is a 200-word response to an issue or point of view that has appeared in the Spartan Daily.

Submissions become the property of the Spartan Daily and may be edited for clarity, grammar, libel and length. Submissions must contain the author's name, address, phone number, signature and major.

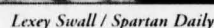
Submissions may be put in the Letters to the Editor box at the Spartan Daily Office in Dwight Bentel Hall Room 209, sent by fax at (408) 924-3237, e-mail at SDAILY@jmc.sjsu.edu or mailed to the Spartan Daily Opinion Editor, School of Journalism and Mass Communications, San Jose State University, One Washington Square, San Jose, CA 95192-0149.

Editorials are written by, and are the consensus of, the Spartan Daily editors, not the staff.

Published opinions and advertisements do not necessarily reflect the views of the Spartan Daily, the School of Journalism and Mass Communications or SJSU.

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He said what they needed was more male advocates.



— Jason Robinson
vigil participant

Beverly Wilson, a conga player for Maiko, said just about everybody knows someone who

"We just felt that the concept of our group, which is multicultural and uplifting, was something that could really contribute to the spirit today. Just to lift peoples spirits up," Wilson said.

Sandra M. Martinez, another

"We see ourselves supporting all those types of things, women's issues, social issues, human issues — using the message of the drums, to be able to help teach and heal," she said.

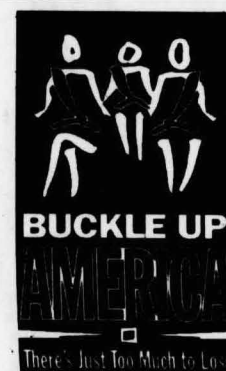
continued from page 1

According to the New Latin Pictures Web site, "Luminarias" is one about Latinas and the issues that affect their lives such as love.

— Phillip Tabera
Artistas adviser

Proceeds from Thursday's event will be split evenly between Artists and the Mexican American Studies department. Tickets will be \$8 at the door, which includes food and drinks at the pre-screening reception.

And for just \$22.22 this space could be yours.



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Opinion

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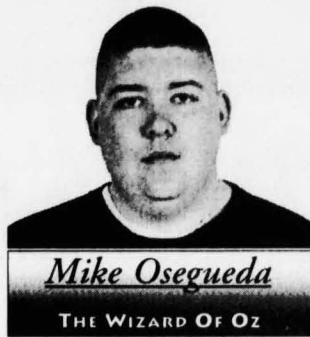
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Most of the controversy came after Fremont Unified changed boundary areas. The effect would result in some of the Mission kids having to leave their hillside area and going into the less ritzy parts of town.

As a graduate of John F. Kennedy High School in Fremont and a student of Fremont public schools all my life, I can testify to the class division already present in the school district. When we talked about Mission San Jose, they were the pretty boy, rich kids, while we were the middle class students who were not as smart.

Some parents argue their children won't get the same quality of education if forced to move to schools such as JFK that have the fake gangsters and wannabe hoodlums in schools.

In other words, they don't want their rich kids to have to suffer through going to the same school as those who they view as lower class because it will obviously have an adverse effect on their children's future.

I realize these parents only want the best for their children, but this is borderline segregation, an issue civil rights groups fought long and hard to eliminate. Instead of being an issue of race,

kids are being separated according to wealth.

Why should the rich have to lower themselves to get an education, right?

Wrong.

Again, I go back to my theory — education is what you make of it.

If a child has the drive and wants to succeed and get a quality education, then he or she will do so. A student can only learn so much with the help of teachers, computers and whatever else money can buy. The majority of it has to come from within.

For those parents in Fremont, who are concerned with their children getting only the best, maybe they should get a reality check from those of us at SJSU, who are not only viewed as the lower tier in academics by our Stanford neighbors but also in sports.

They have the money, the prestige and their sports teams are even ranked higher most of the time. But that never stopped the blue-colored Spartans from shaking things up a bit.

Our "second-class" Spartans have beat the "elite" Stanford Cardinal on the football field the last two years with more heart and drive than any amount of money can purchase.

Fremont parents should take a lesson.

Mike Osegueda is the Spartan Daily Sports Editor. "The Wizard of Oz" appears Thursdays.

Repealing gas tax won't solve price crisis

I'm not the only one who has been bothered by the recent gas prices.

An article in the San Francisco Chronicle last week mapped out where to find the cheapest gas in the Bay Area.

For your information, it was the Chevron on Auto Mall Parkway in Fremont. Since then, the price has skyrocketed like every other station in the area, so don't bother.

I drive a '92 Ford Taurus, a 16th birthday present from my parents that I love dearly.

Of course, I wish I could drive a new '99 Firebird, like my boyfriend does, or even one of those snazzy new Hondas.

But it's just not in the cards.

I'm stuck with a family car with an airbag and lots of sheet metal, as my father calls it.

I can deal with it.

The roomy interior makes it great for road trips.

It's the gas prices that kill me.

The gas tank on my boat of a car holds 15 gallons.

I go through a tank of gas each week, thanks to commuting from Fremont to San Jose everyday.

Nearly \$30 a week down the drain for a tank of gas really hurts.

I'm not that old, but I can still remember the days when it only took me \$20 to fill the tank — making me really wish I had one of those Hondas.

The rumor that once kept my hopes alive was hearing some members of the Senate were trying to temporarily get the price of gas lowered by rolling back the 4.3 cent per gallon federal gas tax for the rest of the year and suspend the federal tax completely if prices were to go above \$2 a gallon.

But it turned out to be a moot point because the disadvantages far outweigh the advantages.

Opposition to the bill is allegedly high, since many say the proposal would take away about \$7 billion a year for highway, bridge and mass transit projects.

Others say the tax relief



Michelle Jew

STAFF WRITER

wouldn't do anything, since a person driving 12,000 miles a year at 20 miles per gallon would only find a savings of \$26, which isn't even guaranteed because the oil companies may not even pass the savings on to their customers.

I don't even think my car gets 20 miles to the gallon.

In other words, someone whose car actually gets 20 miles to the gallon could buy a cotton T-shirt with the money they saved, and the potholes that wreck havoc on everyone's suspension on Highway 101 — and all the other nationally maintained highways — will stay there.

Sounds like a great trade-off to me.

Some look to the bright side of the matter, saying the gas price increase will force many to utilize mass transportation to save themselves money.

Perhaps if we had a mass transit program like San Francisco's, where riders don't wait longer than 15 minutes for the next bus to pass through, people would use the bus.

As for me, I'd have to drive to an area close enough for the Santa Clara Valley Transportation Authority to pick me up, then take the bus in, switching buses three times before arriving on campus.

Instead, I'll pay my \$30 for my tank of gas and drive.

Michelle Jew is a Spartan Daily Staff Writer



SPARTA GUIDE

Today

Catholic Campus Ministry

Lenten Longing Series: Scripture reflection for living the word from 5:15 p.m. to 6:45 p.m. at the Campus Ministry Center, located at 300 S. 10th St. For more information, call Sister Marcia or Father Bob at 938-1610.

SJSU Counseling Services and the SJSU Student Health Center

Newcomers are welcome to attend the eating disorder support group every Thursday from 3 p.m. to 4 p.m. in the Administration building, Room 222. For more information, call Nancy Black at 924-6118.

Artistas De Aztlan

Film screening: "Luminarias" at 6 p.m. in the Student Union, Umunhum room. For more information, call Mariela Miranda at 258-7796.

The SJSU Film Club

"The Girl Next Door" at 9 p.m. in Sweeney Hall, Room 100. For more information, contact anemia_sjsu@hotmail.com.

Counseling Services

Stress for less workshop on study skills from 1 p.m. to 2 p.m. in the Administration building, Room 210. For more information, call Mary Moore at 924-5910.

The Listening Hour Concert Series

SJSU Percussion Ensemble: "Rhapsody for Keyboard Percussion Quartet" by Cirone Mexican Marimba Music for Percussion Ensembles from 12:30 p.m. to 1:15 p.m. in the Music building, Concert Hall. For more information, call Joan Stubbe at 924-4631.

Chicano Commencement

Please come support our fund-raising event at 7:30 p.m. at Camera 3 Theater, located near San Carlos, to see "Follow Me Home." Ticket price is \$6. For more information, call Alejandra at 971-7942.

Sparta Guide is provided free of charge to students, faculty and staff. The deadline for entries is noon, three days before the desired publication date. Entry forms are available in the Spartan Daily Office. Space restrictions may require editing of submissions. Entries are printed in the order in which they are received.

SPARTAN DAILY

One Washington Square, San Jose, CA 95192-0149
(408) 924-3280 E-mail: SDAILY@jmc.sjsu.edu

EDITORIAL

Executive Editors Aaron Williams and Margaret Bethel
Managing Editor Jon Perez
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Assistant Sports Editor Clarissa Aljentera
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Photographers: Karla Gachet, Kohjiro Kiene, Rika Manabe, Mari Matsumoto, Douglas Rider, Lexey Swall, Sebastian Widmann
Illustrator: Christine Tom

ADVERTISING

Advertising Director Joshua Patel
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ADVISERS

News Mack Lundstrom, Jan Shaw
Advertising Jack Quinton
Photo Jim McNay
Production Chief Tim Burke

News Room 408.924.3280

Fax 408.924.3282

Advertising 408.924.3270

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Readers are encouraged to express themselves on the Opinion page with a letter to the editor.

A letter to the editor is a 200-word response to an issue or point of view that has appeared in the Spartan Daily.

Submissions become the property of the Spartan Daily and may be edited for clarity, grammar, libel and length. Submissions must contain the author's name, address, phone number, signature and major.

Submissions may be put in the Letters to the Editor box at the Spartan Daily Office in Dwight Bentel Hall Room 209, sent by fax to (408) 924-3237, e-mail at SDAILY@jmc.sjsu.edu or mailed to the Spartan Daily Opinion Editor, School of Journalism and Mass Communications, San Jose State University, One Washington Square, San Jose, CA 95192-0149.

Editorials are written by, and are the consensus of, the Spartan Daily editors, not the staff.

Published opinions and advertisements do not necessarily reflect the views of the Spartan Daily, the School of Journalism and Mass Communications or SJSU.

The Beat

Bloodhound Gang proudly show their 'BOOBIES'

Aaron Williams
DAILY STAFF EDITOR

I agree with the Bloodhound Gang — "HOORAYforBOOBIES."

The second major-label release from the fivesome from Philly is lewd, rude, crude — and obnoxiously funny.

They follow up 1996's "Fierce Beer Coaster" — the one with the "Firewater Burn" and its "The Roof/ the roof/ the roof is on fire" lyrics — having taken wit, pop culture references and well-placed dirty words to a new high.

Already grabbing attention with the radio hit "The Bad Touch" — the "Do it like they do

on Discovery Channel" song — the Bloodhound Gang is proving to be the '90s/'00s version of the Beastie Boys. Mixing hip-hop, rap, metal guitar riffs and samples from across the musical spectrum, "HOORAY for BOOBIES" is an audio bar fight — you never know where the next punch is coming from.

The best part of "BOOBIES" is that "Bad Touch" is not even close to the best song on the album.

Yes, it has the hook — that catchy chorus you can't seem to get out of your head — that radio stations love. Yes, it has funny references to pop culture: "Please turn me on like Mr. Coffee with an

automatic drip." "Yes I'm Siskel yes I'm Ebert and you're getting two thumbs up" and "And then we'll do it doggy style so we can both watch X-Files."

But it's strictly techno beat make it tame compared other songs.

"Mope" takes on Falco — "Rock Me Amadeus," Frankie Goes To Hollywood — "Relax" and Metallica — "For Whom the Bells Toll" seamlessly intertwining each sample into a raucous rap ride.

The song reaches new heights — or lows — with appearances by a coked-up Pac Man who calls lead singer/rapper Jimmy Pop a

pussy when he declines Pac Man's invitation to freebase with him and Homer Simpson's ode to macaroni.

Tori Spelling and her bugging out eyes — their words, not mine, although I must concur — makes an appearance, along with the long-since departed Mayor McCheese of McDonald's fame.

What makes the Bloodhound Gang really tick is Jimmy Pop.

He succeeds in being crude without completely going out of the bounds of good taste. Like a good comedian, he seems to know his audience and how to push the right buttons, without truly offending.

Nothing, however, is sacred with Jimmy Pop. He is willing to call his mom looking for lyrical help in his search for words that rhyme with vagina. She offers him the lame suggestion of "Lima, as in lima bean," failing to see the obvious "china" before telling him he should change the word vagina to something else. His response is, "like what" and proceeds to provide a list of very rude slang names for a female's private area — much to his mom's dismay.

He has an open letter to porn goddess Chelsey Lain in "The Ballad of Chelsey Lain," requesting he become another notch on her bed post.

Even Lain makes an appearance in the next song "R.S.V.P." claiming she'd eat rancid tuna out of ... well I think you can guess where that was going.

There is so much lyrical territory covered by Jimmy Pop in "HOORAYforBOOBIES" that it takes several listenings just to disseminate each song, but each time spent listening provides another nugget, which makes you laugh out loud.

If "BOOBIES" isn't the best CD I listen to all year, it is definitely the most entertaining.

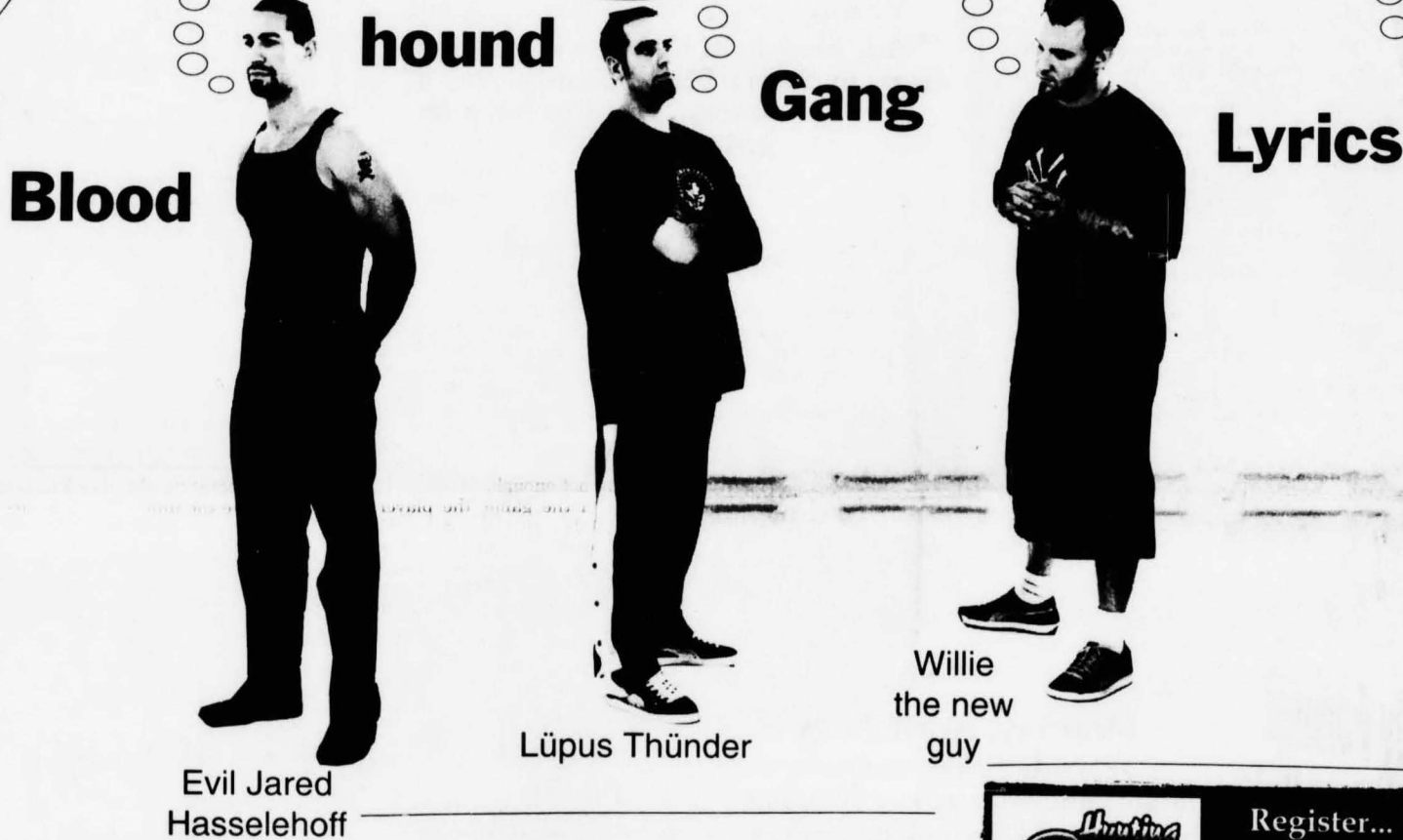
"Genius with a penis the few the proud the me I liked me so much I had to buy the company Soul for sale sold to Satan for a hell of a lotta luck I'm hard to come by like a straight guy working at Starbucks."

"Make a Spam and Colgate sandwich and ate it Go through 'National Geographic' and draw panties on the natives."

"Love life? No but my mom thinks I'm handsome Couldn't get off if I held a pimp for ransom."

"Know what I think? I think you might be Darwin's missing link Get all bent out of shape when the heat is on just like a Shrinky Dink."

"You can imagine how hard it is to hold a half gallon of moo juice and polish the one-eyed gopher when you're doin' seventy-five in an eighteen wheeler."



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The Beat

5



Screen shot courtesy of LucasArts

Force not with this 'Star Wars'

'Force Commander' is wasted PC effort

D.S. Perez
DAILY STAFF EDITOR

Since "The Empire Strikes Back," little kids probably wished they could re-enact the epic ground battle between massive Imperial walkers and tiny Rebel snowspeeders on the icy planet Hoth.

For years, kids — by now, adults — had to settle for toys or imagination. Now, LucasArts has enhanced the dream of controlling the ground forces from the first three "Star Wars" movies in "Force Commander," a real-time strategy game a la "Command & Conquer" or "StarCraft."

Real-time strategy games have the player commanding a number of units and managing a war effort continuously, not in turns, as in traditional war games or chess.

Unfortunately, the game is an unfunny nightmare, in more ways than one. Not even crushing Ewoks with walkers or watching cool air battles can make up for this.

While "Force Commander" captures the sensual feel — Imperials have British accents, the speeder bikes and snowspeeders look and sound just like the ones in the movie — looks and sounds can be deceiving. And they are not enough.

In the game, the player commands either the Rebel Alliance or the evil Galactic Empire's troops and war machines in either solo play or multiplayer matches via the Internet or local area network.

In the single player game, beautiful cut scenes, which put everything in "The Phantom Menace" to shame, tell the tale of

GAME REVIEW

the main character, an Imperial officer named Brenn Tantor.

The story is superb and has great hooks, especially in the first mission, where you control a contingent of Imperial stormtroopers searching for two droids lost on the desert planet Tatooine. Later, you'll slaughter the Jawas who captured the droids and storm their sand crawler, which leads to a farmer who bought the droids. This is the chain of events that put Luke Skywalker on his path to becoming a hero.

But a good story can't save a game from horrendous control, in the form of a clumsy camera. While allowing for a view of any angle of the battlefield, it can't find a view that allows the player to control — and see — all the action.

The best view — from high above — is too far, as infantry units appear as ants. It also shows the ugly scenery and boxy graphics at its worst. The game's visuals are laughable, especially in the fact that "Force Commander" requires a 3D graphics accelerator card.

Another flaw is the music — the "Imperial March/Darth Vader Theme" turned techno. Whoever thought this was a good idea should be thrown in the Death Star's garbage compactor.

Units in the game also lack brains. Telling a unit to go from point A to point B — with a mountain separating the locations — will have the unit walking in circles, instead of trailblazing for the quickest or safest route.

But the thing that kills "Force Commander" is the attempt to revolutionize base management. In order to get credits to order reinforcements, instead of collecting resources as in other games, the game rewards players for destroying other units or holding

onto supply bunkers scattered throughout the map. Reinforcements and buildings are air-dropped from starships above, instead of being built at the base.

However, a player who wins the initial battle is the odds-on favorite to win the war, as he can order more reinforcements, while the losing player can only hope for a miracle because he can't order more troops to be delivered to the battlefield.

Bunker defense is nonexistent as well; you can't build defensive turrets around them to keep them in your possession.

Worse, any infantry unit can capture any building, any time. "Force Commander" presses the player to garrison all buildings, defensive turrets and even Imperial walkers with troops, lest they fall to the other side.

As in the disappointing game "Command & Conquer: Tiberian Sun," players must cope with the cheap "robbery" strategy of blitzing with only troops and troop transports. The Rebels have an edge, because their infantry is much better.

Also, since turrets can be captured, grabbing an anti-aircraft gun and shooting down air-dropped reinforcements is a comical — or irritating — strategy that will end anyone's war effort.

As for multiplayer gaming on the Internet ... don't bother. The game is far too slow and laggy to be played. And cheap tactics are to be expected as well.

"Force Commander" doesn't stink up LucasArts' long line of "Star Wars" games — the fighting game for the Sony PlayStation holds that distinction. But it's a far cry from LucasArts' best games, the epics "TIE Fighter" and "Jedi Knight" for the PC.

"Force Commander" is not a game for real-time strategy or "Star Wars" fans, nor is it a game that does the famous license justice.

Cusack hits right note in smart film

Trisha Santos
DAILY STAFF WRITER

His girlfriend just dumped him, and he can't figure out if he likes to listen to pop music because he's miserable or if he is miserable because he likes to listen to pop music.

"High Fidelity" is a witty, insightful, quirky romantic comedy about a record store owner, Rob, played by John Cusack, who reflects on past romances as he twists and turns through the obstacle course of love.

Rob is a pop-music junkie, who can't figure out if he is miserable or relieved because of his latest break-up with his girlfriend Laura, played by Iben Hjejle.

Rob, who enjoys making "top five" lists (top five songs about death, top five movies with Harvey Keitel other than "Reservoir Dogs," etc.) ruminates on his top five most memorable break-ups.

Laura makes the number five spot when Rob discovers she has left him for Ian, the neighbor upstairs played by a pony-tailed Tim Robbins.

Rob seeks refuge in his nearly failing store with his two equally offbeat employees, Dick and Barry.

Dick and Barry provide much of the laughs in the film. Dick, played by Todd Louiso, is tremulous, subdued and eager to please.

Barry, played by Jack Black, is a wild and high-strung employee who tells customers what to purchase and won't assist them if he doesn't feel like it.

Dick and Barry, who also have an encyclopedic knowledge of music, provide much of the Laurel and Hardy comic relief, which was a high point in the film.

The low point of "High Fidelity" is the long, drawn-out and seemingly unnecessary scenes. But

flashbacks and witty narration by Cusack, who speaks directly to the camera throughout most of the movie, makes the audience want to stay in their seats and see if he wins his girlfriend back.

Cusack, who co-wrote "High Fidelity," continues to emanate with versatility and talent.

His character of Rob Fleming represents the Everyman: he's a thirty-something who wants to remain in the adolescent world, well-versed in music minutiae and constantly rearranging his record collection.

One may label him as a "loser" for his immaturity and shallowness. But at the same time, he has his moments of redemption. The audience can dislike Rob, but they can also root for him, a feat skillfully accomplished by Cusack.

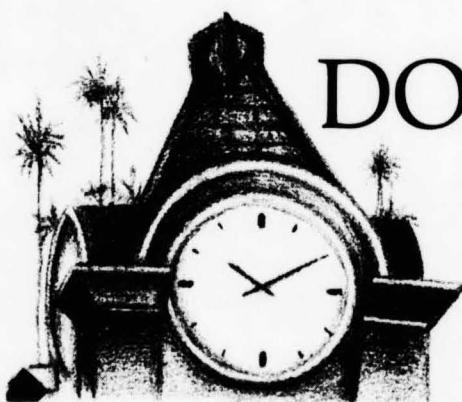
Meanwhile, audiences will delight in an equally talented and star-packed cast.

Lisa Bonet, best known as Denise in "The Cosby Show," plays Marie, a sultry singer. Described as a "post-Partridge Family" and pre-"L.A. Law" Susan Dey, Marie propels Rob's libido into overdrive.

Hjejle, an actress who hails from Denmark, has her character appear self-assured with a thriving career and loving family. However, the audience gets a glimpse of her vulnerabilities.

Joan Cusack, in her third film with her younger brother John, plays Laura's best friend. It was refreshing to see both Cusacks on screen, but her character seemed written into the movie just for the sake of having both brother and sister in the film.

This is an enjoyable movie because of its universal theme. "High Fidelity" is for everyone who has ever been in relationship and wondered why they feared commitment.



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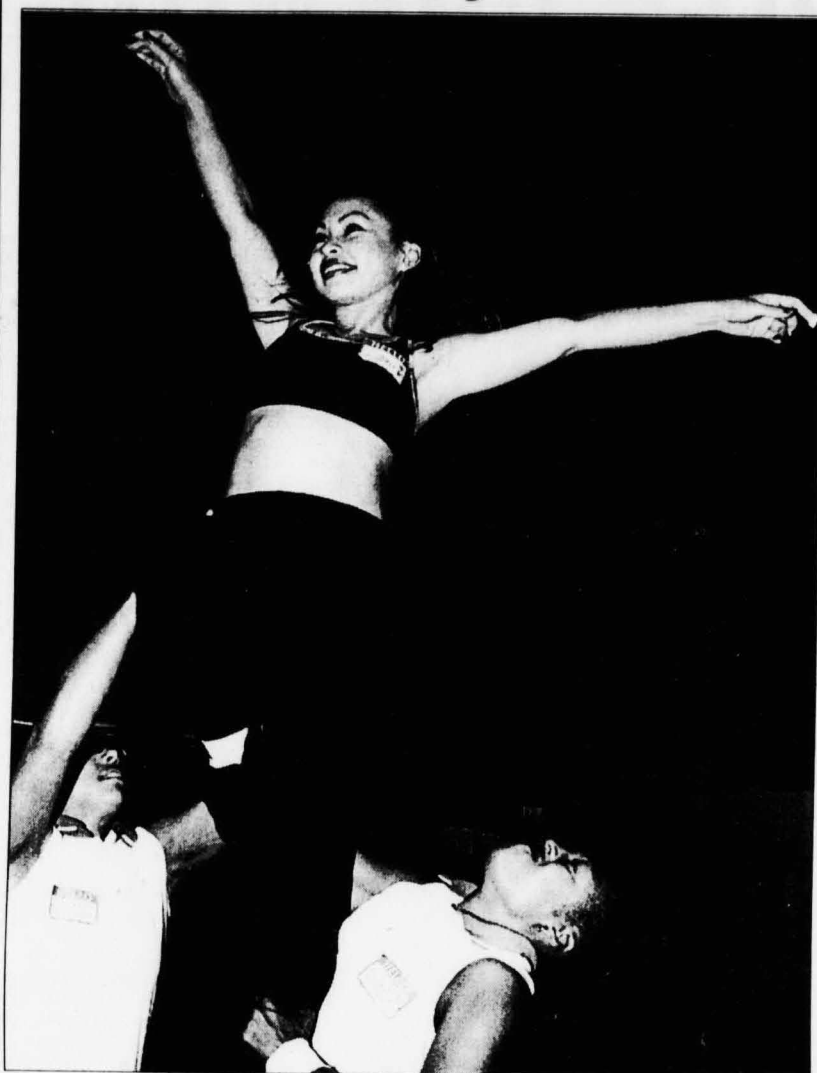
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Give me a, tryout



Lanni Tran gets support from SJSU Spirit Team coach Saralyn Boyd-Winslow and Tawanda Johnson while practicing a stunt. Tran was demonstrating Tuesday for students preparing to tryout for the team. One more clinic will be held at 7 p.m. tonight to review moves for tryouts at 8 a.m. Saturday in SPX 218.

Douglas Rider / Spartan Daily

DWB

continued from page 1

city stop motorists because of their race, rather than having evidence the driver has broken a law.

The ACLU's Alexander stressed the importance of California communities uniting to get the bill passed.

"People of color across the state of California are saying we are tired of racial police practices. And we're going to do something about it," Alexander said.

Alexander said she encourages everyone in support of this bill to attend an April 22 demonstration at the state capitol building in Sacramento. The demonstration is meant to express frustration with Gov. Gray Davis for vetoing the bill when it was first introduced in September.

Davis' veto came despite the passing of the bill by a two-thirds majority in the legislature.

"If Gov. Davis isn't willing to stand up for us, we must stand up for ourselves," Alexander said.

Community members have been doing exactly that during the meetings across the state, standing up in front of audiences and giving their versions of what they believe to be unfair brushes with the law.

Michael McBride recounted an evening when he claimed officers forced him to the ground, grabbed his testicles and cuffed his hands so tight that permanent ligament damage was done.

"My experience taught me that being a youth minister didn't matter," McBride said. "I have a clean record, never even had a moving violation, but all the police officers could see was a young black man that they considered to be a potential threat."

Milton Reynolds, a teacher, said he decided to take a stand against racial profiling when he was pulled over in front of his home by an officer, who he said was stroking the barrel of his shotgun with a smirk on his face.

SJSU, authors Alice Walker and Ana Castillo both commented on the phenomenon.

Despite her success as an author, Castillo expressed her concern about her teen-age son and his friends while they are out of the house.

"(They are) brown boys that can still be picked up and thrown against the wall," Castillo said.

Walker discussed the recent shooting by police of an unarmed black man in New York City.

"We've been exploited," Walker

"It has happened to me more than once. They just ask for identification, but never tell you why you're being pulled over."

— Dario Willis
computer engineering major

"It pains me as an educator that I have to tell my students how to protect themselves from people who are getting paid good money to protect them," Reynolds said.

Many people at the meeting said they've experienced DWB many times.

"It has happened to me more than once," said Dario Willis, a San Jose State University computer engineering major. "They just ask for identification, but never tell you why you're being pulled over."

At a recent engagement at

said. "The prisons are filled with our children."

Walter Wilson, the legislative director of the National Association for the Advancement of Colored People, has also offered his voice in the fight to get this bill passed.

"This is not going to go away — the governor can rest assured of that," Wilson said.

Davis said that although he believes racial profiling exists, he believes it is not always a conscious decision made by officers to pull over people because of ethnicity.

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Sports

7



Mari Matsumoto / Spartan Daily

Spartan Brian Stream bunts in front of Cardinal catcher Damien Alvarado during the bottom of the first of Tuesday's game against Stanford. The

Spartans lost 5-2 to the Cardinal, which is ranked No. 5 in the nation.

SJSU's card pulled

No. 5 Cardinal out-hit, pitch Spartans, 5-2

Andi Anderson
DAILY STAFF WRITER

The last time the Spartans tangled with the Stanford Cardinal, one swing of the bat by John Fagan made all the difference.

That one swing — a grand slam — propelled the San Jose State University baseball team to a 4-1 win. On Tuesday, one swing from Fagan — a solo homer in the second inning — wasn't enough, as the No. 5 ranked Cardinal topped the Spartans 5-2.

others, tying the score 1-1.

Jared Sandler then came in to pitch for Sherman. Chris O'Riordan, the first batter to face Sandler, hit a sacrifice fly to right field, bringing in another Cardinal run.

The Spartans scored a run in the fifth, as Brandon Macchi started off the inning with a triple to center field.

Two outs followed Macchi's triple, as Gary Ferraro stuck out swinging and catcher Adam Shorsler flied out to short. Then infielder Gabe Duran stepped up to the plate and hit a single to center field that brought Macchi home and tied the game at 2.

Stanford wouldn't let the Spartans get too comfortable with the tie. In the sixth inning, the Cardinal rallied back.

Left fielder Andy Topham started off the inning by singling to right-center. Two walks loaded the bases as right fielder Joe

Borchard stepped up to the plate. Borchard singled to left field off of Sandler, bringing Bruntlett and Topham in to score.

Stanford increased the lead when third baseman John Gall singled to center field, hauling Edmund Muth to score. The scoreboard read 5-2, and would remain unchanged for the rest of the game.

"The runs they (Stanford) scored earlier in the game they didn't earn," Piraro said. "Stanford is too good of a ball club to be giving them runs."

The Spartans' next appearance will be in a three-game Western Athletic Conference series against Rice this weekend at Municipal Stadium.

Piraro said Rice's offense would be a chief concern going into the three game series this weekend.

"Tonight was a gauge for what we'll see this weekend," Piraro said.

Baseball team cracks top 30

Marcus R. Fuller
DAILY STAFF WRITER

The San Jose State University baseball team moved into sole possession of first place in the Western Athletic Conference this week. With an 11-4 conference record, the Spartans, who are 25-12 overall, also moved up to No. 30 in the Collegiate Baseball Newspaper's Top 30 NCAA Division I poll.

Head coach Sam Piraro said he is proud of the team's accomplishment so far this season, but still feels the team must not overlook the weekend's WAC showdown with defending conference champion Rice Friday through Sunday at Municipal Stadium.

"I think it is a tremendous achievement, but we still have a big series against Rice this week," Piraro said. "They went to the college World Series last year."

According to Piraro, the loss against Stanford on Tuesday helped to prepare the Spartans for their WAC opponents.

"Losing to Stanford is certainly no embarrassment," Piraro said. "We're happy that we've given them two tough games because they are one of the top five teams in the country."

"Rice's pitching is similar to Stanford, so that's something we were interested in," he said.

The Owls are currently 19-18 overall, and fourth in the WAC with 7-9 conference record.

SJSU's last win against Rice was in 1997. The Owls lead the all-time series 6-1.

WAC honors for two

Spartan outfielder Ryan Brucker and right-handed pitcher Joey Baker were named the WAC player and



pitcher of the week, respectively.

Brucker, who became the school's all-time leader in season and career sacrifices in the game against Hawai'i Pacific on April 4, hit .412 (7-for-17) in five games last week, which included a three-game sweep over the visiting Hawai'i Rainbows. The junior from Irvine, Calif. also scored four runs, had four RBIs and two sacrifices.

Baker, a 6-foot-5-inch junior, pitched 11 shutout innings and had a complete game in a win against Hawai'i on Saturday. Against the Rainbows, he improved his season record to 6-4, with eight strikeouts in the 4-0 victory.

Ruiz leads bats

The Spartan hitting attack has had only one constant this season, and it has been the bat of sophomore Junior Ruiz, according to Piraro.

"He's the one guy in the lineup that is consistent everyday," Piraro said. "Anytime I put his name in the lineup, I feel something's going to happen."

The Union City-native is tied for the WAC lead in doubles (12), fourth in batting average (.370), fourth in total bases (72) and fifth in hits with 50.

Piraro also said besides Ruiz,

the team's offensive performance has been disappointing this season, even though the Spartans lead their opponents 218 to 153 in scoring.

"Overall I've not been satisfied with our offensive output because we've not performed up to our potential," Piraro said. "We're still winning though, because we have a sound bullpen, good starting pitchers and defensively, we play well. The guys always find a way to win and that's a real credit to them."

Softball comes home

The SJSU softball team fell to 12-24 overall after losing both ends of a doubleheader Sunday against Fresno State, which is ranked No. 5 in the nation.

The Spartans were defeated 4-0 in game one. Pitching in the loss was freshman right-hander Brooke Reed, whose record fell to 7-8.

In game two, SJSU center-fielder Jackie Jimenez got two of the team's six hits in a 3-1 loss.

In the series sweep, the Bulldogs extended their season win streak to 13 games overall, 30 straight in WAC play.

The Spartans next game is at 1 p.m. on Saturday at SJSU field against Portland State.

Tuesday's Score	
Stanford Cardinal	5
Spartans	2

Friday: SJSU vs. Rice. 12:30 a.m.

After losing in the teams' previous encounter, Stanford came prepared to beat SJSU, employing five pitchers to do the job.

"We were overmatched offensively," said Sam Piraro, head coach of the Spartans.

Piraro recognized the strength of the Stanford pitchers who struck out a total of 14 SJSU batters.

"Those guys are not easy to hit," he said.

During the Spartan defeat, Fagan hit his eighth homer of the season off Cardinal pitcher Mike Wodnicki.

"Other than that, I have nothing to show for the night," Fagan said of his 1-for-4 game.

The Spartans started out strong in the bottom of the second inning, when Fagan put SJSU on the scoreboard with his home run to left field.

Stanford answered back in the third when Spartan pitcher Chris Sherman hit Craig Thompson with a pitch and walked three

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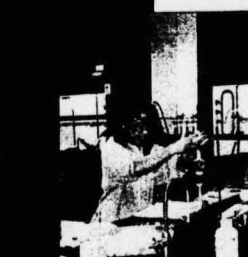
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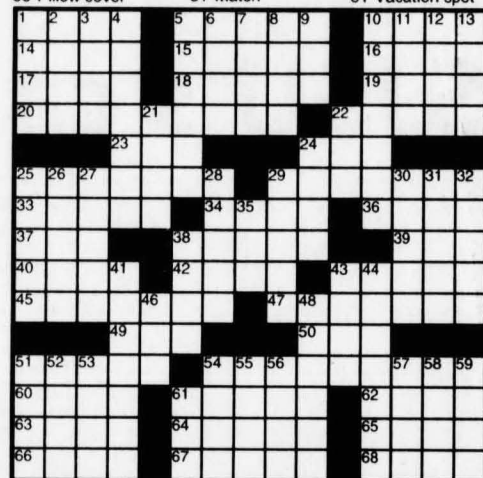
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	W	L	Sms
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1. AZ	1 - 0	5.00	
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	W	L	Sms
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1. AZ	1 - 0	5.00	
3. AP	0 - 1	2.00	
3. AOPI	0 - 1	2.00	

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1. AP	1 - 0	5.00	
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If you are interested in living with a developmentally disabled individual in exchange for rent, or assisting someone during the week with daily living skills such as grocery shopping (\$10/hr) call Shannon at 408/282-0410.

If you would like information about the FT, benefited positions of job coach and instructor (day activity, work activity or senior center program) or PT substitute positions in various programs (\$9/hr) call Valerie in HR at 408/748-2890.

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TEACHERS, AIDES and SUBS NEEDED! Enjoy working with kids? Join the team at Small World Schools and get great experience working with kids ages 5 - 12. **SMALL WORLD SCHOOLS** offers competitive pay, benefits for FT, excellent training, and a fun work environment. F/T and PT available. Call 408/283-9200 ext. 21.

TEACHERS/AIDES/LEADERS
Los Gatos-Saratoga Rec. Dept. Elementary School Age Recreation prog. P/T hrs, 2-6pm, M-F. A few positions avail approx 7am-11am. Xint salary, no ECE units req. Call Janet 354-8700 x223.

DIRECTORS, ASST. DIRECTORS, TEACHERS, & AIDES
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ONE WORLD Montessori School is looking for an assistant to our infant teacher. Must have 6 ECE units. Full-time M-F, 8:30-5:30. Contact Lisa 723-5140

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CREATIVE BEGINNINGS Preschool has a part-time opening for an energetic teacher who can work in our 4 & 5 years old class from 2:30 to 6:00pm. Good pay. Low ratio + benefits. ECE units or experience preferred. Call 559-3247 or Fax 559-3097.

EARLY CHILDHOOD TEACHERS
At Bright Horizons, we are seeking talented and caring child care professionals to join our growing network of Family Centers. FT opportunities with Infants - Preschool, S/A & Subs. We offer competitive salaries and an excellent benefit package to include tuition reimbursement. Join us in working with tomorrow's leaders at our state of the art facilities where children as well as careers flourish. Call Toll Free 877-336-3596. www.brightnhorizons.com

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City Hall

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Hall property and street closures and traffic concerns will be dealt with as they come.

VideoTek is one of the businesses that will be demolished for the new City Hall.

The business faces Santa Clara Street, between Fourth and Fifth streets. Before the demolition, the business will move to another location, according to Si Tran, manager of VideoTek.

Tran said any kind of move can hurt business.

"The plans are done ... it's just a matter of time," Tran said.

Moving City Hall downtown is a positive move for the city, according to Tran.

"The decision is for the public. So far, they (city council) have public support," Tran said.

Designs for the new City Hall building imply the facility will consume two full blocks between Fourth and Sixth streets. According to Vossbrink, this is not the case. Some buildings within those two blocks will remain standing, such as the First Christian Church on Fifth and San Fernando streets.

The church will be at the back of the new City Hall building.

Senior minister of the church, Larry Sweeney, said there will be advantages and disadvantages to having city hall close to the church.

"I don't know that they will have much impact," Sweeney said.

Sweeney said the church is very vocal in the fight for more affordable housing in San Jose, specifically in the downtown area.

The downtown area of San Jose is a hotbed for homeless individuals, Sweeney said.

Many of these people will be in need of housing once the new building is under construction because their street homes will be disturbed or destroyed.

Vossbrink said the complex problem of homelessness in the downtown area is not easily solved.

"I think it's a challenge for us as a community," he said.

The issue of the homeless people in the area will tentatively be dealt with if the First Christian Church and Catholic Charities are successful in the completion of plans for a project that will serve as a shelter and low-income housing.

With the City all so close to the church, demonstrators from the congregation will not have to travel much to stage their protests, according to Sweeney.

"For this church, we're hoping to become the center for justice activities — the more traffic the better," Sweeney said.

Vossbrink couldn't enumerate exactly how many businesses or homeless people will be displaced because of the new building.

Vossbrink said the Redevelopment Agency is potentially planning on constructing a new San Jose Symphony Hall on the north side of Santa Clara Street. Vossbrink said even if the hall is not built, the businesses on that side of the street will eventually be replaced.

"That whole area is part of the redevelopment area," Vossbrink said. "Over time, they will be replaced."

Parking structures will be built to accommodate all upcoming buildings, according to Vossbrink.

For now, Vossbrink said the construction of the new City Hall is still not something that will take place anytime soon.

He said the approval of the conceptual design is just a step in a series of levels that have to be considered before construction starts.

Ben & Jerry's make money, not ice cream love

MONTPELIER, Vt. (AP) — Ben & Jerry's, the hippie-capitalist ice cream maker, is selling out to the corporate suits.

Unilever, the multinational conglomerate that makes such products as Wisk detergent, Q-tips and Popsicles, is paying \$326 million for the company started by two hippies in an old gas station in 1978.

Unilever is also making sure all the bases are covered by buying the weight-loss business Slim-Fast Foods for \$2.3 billion.

The Ben & Jerry's deal announced Wednesday would bring the socially conscious maker of funky ice cream flavors like Chunky Monkey and Cherry Garcia under the same corporate umbrella as Good Humor and Breyers ice cream.

It was an outcome neither Ben Cohen nor Jerry Greenfield favored. But the two founders were under pressure from shareholders to sell to Unilever, which offered \$43.60 per share, or nearly 25 percent over Ben Jerry's closing price Tuesday of \$34.93 3/4.

"While we and others certainly would have pursued our mission as an independent enterprise, we hope that, as part of Unilever, Ben & Jerry's will continue to expand its role in society," Cohen and Greenfield said in a statement.

Unilever gave assurances that Ben & Jerry's charitable giving will continue.

And the founders' disappointment may have been assuaged somewhat by the fact that Cohen's stock was

worth about \$39 million and Greenfield's about \$9.6 million, based on holdings reported last month to the Securities and Exchange Commission.

Ben & Jerry's has played up its image as a small Vermont company whose goal is more lofty than simply maximizing profits.

It has long bragged of giving 7.5 percent of its pretax profits to charity. It is one of Vermont's most beloved corporate citizens, and its plant is a big tourist attraction.

Ben & Jerry's CEO Perry Odak said it will continue manufacturing exclusively in Vermont, paying a premium for milk from the state's dairy farmers and using milk only from cows not treated with growth hormone.

It will also continue giving employees three free pints of ice cream per day.

Unilever plans to use Cohen and Greenfield as "caring capitalism" ambassadors, preaching the gospel of social concerns, product quality and profits, Odak said. The two men withdrew from the day-to-day running of Ben & Jerry's several years ago.

Ben & Jerry's will operate as an independent subsidiary, with one Unilever member on its board.

Richard Goldstein, president of Unilever Foods North America, said the plan is to keep up Ben & Jerry's brand of social activism.

"Much of the success of the Ben & Jerry's brand is based on its connections to basic human values, and it is our hope and expectation that Ben & Jerry's continues to engage in these critical, global economic

and social missions," he said.

Not everyone was buying it.

Leah Poisson, 29, of Biddeford, Maine, went on the Ben & Jerry's factory tour in Waterbury on Wednesday. "After going on the tour, I was feeling all loyal, thinking, 'Oh man, wow, these guys are great,'" she said. "But now I know this, I might as well just buy someone else."

In January, Michael Garrett, the owner of four Ben & Jerry's franchises in Connecticut and New York, had urged franchisees to join forces to stop the sale to corporate interests. On Wednesday, however, Garrett welcomed the sale.

He said it "might allow us to increase what we do best, which is to be involved in our community and to be socially conscious." Garrett also said he saw Unilever's purchase as an effort to boost its own profile in the world of "socially conscious" businesses.

Analysts have the deal makes good business sense by giving Ben & Jerry's access to Unilever's worldwide distribution system.

"Unilever is in an ideal position to bring the Ben & Jerry's brand, values and socially conscious message to consumers worldwide," Goldstein said.

Ben & Jerry's shares shot up 23 percent Wednesday, rising \$8.12 1/2 on the Nasdaq Stock Market to close at \$43.06 1/4.

Slim-Fast is a privately owned Florida company that makes nutritional supplements and food for people who want to lose weight.

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